



INDIANA UTILITY REGULATORY COMMISSION
302 W. WASHINGTON STREET, SUITE E-306
INDIANAPOLIS, INDIANA 46204-2764

<http://www.state.in.us/iurc/>
Office: (317) 232-2701
Facsimile: (317) 232-6758

**PROGRESS REPORT AND PETITION FOR)
APPROVAL OF MODIFICATIONS OF, AND)
REVISED COST ESTIMATES RESPECTING)
CLEAN COAL TECHNOLOGY OF)
NORTHERN INDIANA PUBLIC SERVICE)
COMPANY, UNDER THE ONGOING)
REVIEW PROCESS APPROVED IN CAUSE)
NO. 42150, PURSUANT TO IND. CODE)
§ 8-1-8.7)**

CAUSE NO. 42515

FILED

NOV 13 2003

INDIANA UTILITY
REGULATORY COMMISSION

You are hereby notified that on this date the Indiana Utility Regulatory Commission ("Commission") has caused the following entry to be made:

On October 10, 2003, Northern Indiana Public Service Company ("NIPSCO") filed a Submission of its Case in Chief and Agreed Upon Hearing Schedule ("Motion"). Said Motion is incorporated herein by reference.

Pursuant to an agreement of the parties, the presiding officers now find that said procedural schedule should be set as follows:

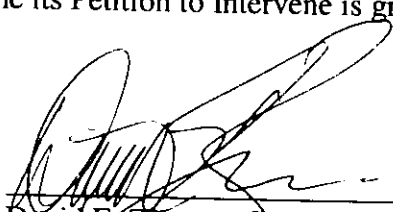
1. **Petitioner's Prefiling Date.** The Petitioner prefiled with the Commission its prepared testimony and exhibits constituting its case-in-chief on October 10, 2003. Copies of same should be served upon all parties of record.
2. **Public's and Intervenors' Prefiling Date.** Public and all Intervenors should prefile with the Commission the prepared testimony and exhibits constituting their respective cases-in-chief on or before November 19, 2003. Copies of same should be served upon all parties of record.
3. **Petitioner's Rebuttal Prefiling.** The Petitioner should prefile with the Commission its prepared rebuttal testimony on or before November 26, 2003. Copies of same should be served upon all parties of record.
4. **Evidentiary Hearing on the Parties' Cases-In-Chief.** The cases-in-chief of the Petitioner, Public and any Intervenors should be presented in an evidentiary hearing to commence at 2:30 p.m. on December 4, 2003 in Room E-306 of the Indiana Government Center South, Indianapolis, Indiana. At such time, the direct evidence of the respective parties should be presented and their respective witnesses examined. Thereafter, Petitioner should present its prefiled rebuttal evidence as well as any additional evidence rebutting evidence adduced on cross-examination of Public's or Intervenors' witnesses.

6. **Discovery.** Discovery is available for all parties and should be conducted on an informal basis. Any response or objection to a discovery request should be made within three (3) business days of the receipt of such request, and any requests filed with the Commission after 12 noon will be deemed to have been filed the next business day. Any objection not made within three (3) business days will be deemed waived.

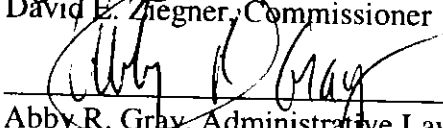
7. **Number of Copies/Corrections.** With the exception of work papers, the parties should file with the Commission an original and thirteen (13) copies of all prefiled testimony and exhibits. Any corrections to prefiled testimony should be made in writing as soon as possible after discovery of the need to make such corrections. Although the Commission's rules require that original copies be one-sided, it is the Commission's preference that duplicate copies use both sides of the paper.

9. **Intervenors.** Any party permitted to become an Intervenor in this Cause should be bound by the record as it stands at the time its Petition to Intervene is granted, pursuant to 170 IAC 1-1.1-11.

IT IS SO ORDERED.



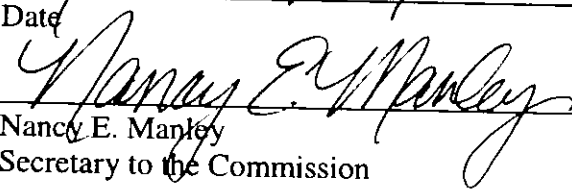
David E. Ziegner, Commissioner



Abby R. Gray, Administrative Law Judge



November 23, 2003
Date



Nancy E. Manley
Secretary to the Commission